



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 09/982,892 Confirmation No. 7540
Applicant : Charles B. GRISSOM
Filed : 22 October 2001
TC/A.U. : 1635
Examiner : Jane J. Zara

Docket No. : 2317-105
Customer No. : 6449

Director of the United States Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Dear Sir:

The owner, the University of Utah, Research Foundation, Salt Lake City, Utah, of one hundred percent (100%) interest in the instant application, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154 to 156, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent No. 6,315,978. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-identified patent are commonly owned. This agreement runs with any patent granted on the instant application, and is binding upon grantees, its successors or assigns.

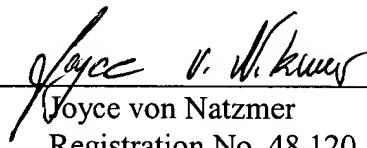
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to 156 of any of the above-identified patents or of any patent granted on the above-identified applications, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: (1) expires for failure to pay a maintenance fee, (2)

Application No.: 09/982,892
Terminal Disclaimer Dated 29 December 2003
Response to Office Action of 27 June 2003

is held unenforceable, (3) is found invalid by a court of competent jurisdiction, (4) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, (5) has all claims canceled by a reexamination certificate, (6) is reissued, or (7) is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Respectfully submitted,
ROTHWELL, FIGG, ERNST & MANBECK, p.c.

By _____


Joyce von Natzmer

Registration No. 48,120
Attorney for Applicant
1425 K Street, N.W., Suite 800
Washington, D.C. 20005
phone: 202-783-6040
fax: 202-783-6031

L:\2317\PTOPAPER\105A.TD.wpd